

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Michael Rode**

Application No: 10/590,985

Filed: 04/24/2007

Art Unit: 2877

Confirmation No.: 2452

Examiner: Alli, Iyabo

Atty. Docket No.: 500343.20338

Customer No.: 026418

SYSTEM AND METHOD FOR THE  
SPECTROSCOPIC DETERMINATION  
OF THE COMPONENTS AND  
CONCENTRATIONS OF PUMPABLE  
ORGANIC COMPOUNDS

**SECOND INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
Alexandria, VA 22313

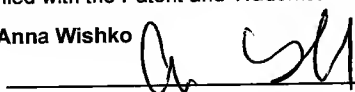
Sir:

This Information Disclosure Statement is filed in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98. The items listed on the enclosed Form PTO-1449 may be deemed to be pertinent to the above-identified application and is made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items and to independently ascertain their teaching.

**CERTIFICATE OF MAILING**

I hereby certify that this Response (along with any document referred to as being attached or enclosed) is being electronically filed with the Patent and Trademark Office in Alexandria, VA 22313-1450.

Anna Wishko



Date: August 19, 2009

In the event that this paper is filed late and a necessary Petition for an Extension of Time is not concurrently filed herewith, please consider this as a Petition for the requisite extension of time, and, to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this paper, to Deposit Account No. 50-1529.

Information Disclosure Statement  
Atty Docket No. 500343.20338

1. ☒ Enclosed is PTO Form 1449.
2. ☐ Certain items listed on the enclosed Form PTO-1449 are not presented in the English language.
  - ☐ For each of the following items, an English-language translation of that item or a portion thereof or a concise explanation of the relevance of that item is attached
  - ☐ For each of the following items, a concise explanation of that item is incorporated in page 2 of the specification of the above-identified applications:
  - ☐ For each of the following items, a corresponding U.S. or other English-language patent is enclosed. Please consider the U.S. or other English-language patents in accordance with the procedure set forth in MPEP § 609:

3. ☐ Submission in Accordance with 37 CFR § 1.98(d).

Any copy of the items listed on the enclosed Form PTO-1449 that is not enclosed with this Information Disclosure Statement was previously cited by or submitted to the Patent and Trademark Office in Application Serial No. [Ser. No.], filed [Date], of which the present application relies upon for an earlier filing date under 35 U.S.C. 120.

4. ☐ Submission in Accordance with 37 CFR § 1.97(b).

This Information Disclosure Statement is being filed

- ☐ With the application;
- ☐ Within three months of the filing date of a national application;
- ☐ Within three months of the date of entry of the national stage in an international application; or
- ☐ Before the mailing date of a first Office Action on the merits,

and NO FEE is due for consideration of this  
Information Disclosure Statement.

5. ☒ **Submission in Accordance with 37 CFR 1.97(c).**

This Information Disclosure Statement is being filed  
before the first mailing date of either

☒ A final action under § 1.113; or

☐ A notice of allowance under § 1.311.

☒ A fee is due for consideration of this  
Information Disclosure Statement and the fee is  
paid below; or

☐ This Information Disclosure Statement is  
accompanied by one of the certifications pursuant  
to 37 CFR § 1.97(e), and NO FEE is due for  
consideration of this Information Disclosure  
Statement.

6. ☐ **Submission in Accordance with 37 CFR 1.97(d).**

This Information Disclosure Statement is being filed  
after the mailing date of either

☐ A final action under § 1.113; or

☐ A notice of allowance under § 1.311,

whichever comes first, but before payment of the issue  
fee, and is accompanied by

a. One of the certifications pursuant to 37 CFR  
§ 1.97(e), which is set forth below;

b. The attached petition requesting  
consideration of this Information Disclosure  
Statement; and

c. The petition fee under 37 CFR § 1.17(i)(1),  
which is paid below.

7. **Certification Pursuant to 37 CFR 1.97(e).**

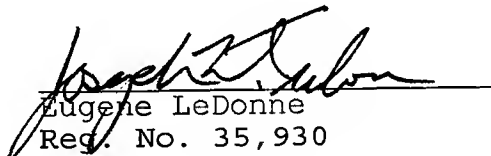
☐ The undersigned certifies that each item of  
information contained in this Information Disclosure  
Statement was cited in a communication from a foreign  
patent office in a counterpart application not more  
than three months prior to the filing of this  
Information Disclosure Statement; or

- ☐ The undersigned certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or to my knowledge after making reasonable inquiry, was known to any individual designated in 37 CFR § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

8. **Fee Payment Being Made.**

- ☐ Enclosed
- ☐ \$180.00 fee for submission under 37 CFR § 1.97(c).
- ☐ \$130.00 fee for submission under 37 CFR § 1.97(d).
- ☐ A check in the amount of \$[Amount] to cover the fee payment is enclosed.
- ☒ Charge the fee to Deposit Account No. 50-1529.
- ☒ The Director is hereby authorized to charge payment of any additional fees associated with this Information Disclosure Statement or credit any overpayment to Deposit Account No. 50-1529. A duplicate copy of this communication is enclosed.

Respectfully submitted,

  
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